

**PUBLIC HEARING
NEWBERN BOARD OF MAYOR AND ALDERMEN
November 20, 2007
6:30 PM**

The Newbern Board of Mayor and Aldermen met in called session in the Board Meeting Room at the Newbern Municipal Building, the Honorable Mayor K W Dennison presiding. Aldermen present were Mary Dycus, Bill Parks, Robert Hart, Olen Parker, Kathy Clements and Larry Fesmire. Also present were City Recorder Jason Roberts, Utilities Office Manager Rosalind Green and Police Chief Harold Dunivant.

CALL TO ORDER

Mayor Dennison called the meeting to order at 6:30 and stated the purpose of the public hearing was to discuss the proposed dog ordinance. Mayor Dennison asked the Board for any remarks before hearing from those in attendance. Alderman Parker addressed the board and read a statement that states the desire of the Animal Control Ordinance Committee to withdraw the breed specific portion of the proposed ordinance. It is also the desire of the committee to review the ordinance presented by City Attorney John Lannom. Mayor Dennison addressed the board and agreed with the Animal Control Ordinance Committee's desire to withdraw and look at the new ordinance after speaking with Mr. Lannom and others. Mayor Dennison then opened the floor up to those in attendance.

Lori Kimble and Lucille Parker addressed the board about their concerns about three pit-bull dogs in their community. Ms. Kimble stated that these dogs made her afraid of the area and Ms. Parker stated that she too was afraid of these animals.

The Newbern Post Office Mailmen addressed the board concerning the pit-bull situation and the amount of dogs running at large. The consensus view of the mailmen was that they felt unsafe performing their jobs around these animals. There have been numerous dog bites on the post-men and they believe that a strict ordinance on pit-bulls and dogs running at large would protect themselves and the community. The mailmen were asked to compile a list of vicious animals in the City of Newbern and submit this list to the Police Department.

Postmaster Jodie Nale addressed the board and echoed the sentiments of the postmen. Mrs. Nale stated that dog bites are not a localized problem. Other Post Offices around the country are dealing with this type of problem. Mrs. Nale stated that other Post Offices are passing on the medical expenses incurred from dog bites to the owners of the animal in question.

Robert Griffin addressed the Board and stated that he was the owner of a potentially vicious dog. Mr. Griffin stated that his dog was a very protective animal that would defend his master and property. Mr. Griffin was concerned that, while his dog was secured in a fenced yard, he and his animal could be subject to unfair persecution due to his potentially vicious nature.

A motion was made by Alderman Fesmire to table this discussion until our next meeting and was seconded by Alderman Hart. All voted aye and the motion to table carried.

There being no further business to discuss Alderman Parks made a motion to adjourn with Alderman Fesmire Second. All voted aye and the Public Hearing was adjourned.

**PUBLIC HEARING
NEWBERN BOARD OF MAYOR AND ALDERMEN
November 20, 2007
7:15 PM**

The Newbern Board of Mayor and Aldermen met in called session in the Board Meeting Room at the Newbern Municipal Building, the Honorable Mayor K W Dennison presiding. Aldermen present were Mary Dycus, Bill Parks, Robert Hart, Olen Parker, Kathy Clements and Larry Fesmire. Also present were City Recorder Jason Roberts, Utilities Office Manager Rosalind Green and Police Chief Harold Dunivant.

CALL TO ORDER

Mayor Dennison called the meeting to order at 7:15 and stated the purpose of the public hearing was to discuss the proposed Flood Ordinance. A motion was made by Alderman Parker to suspend the 2nd reading of the ordinance due to their public posting and was seconded by Alderman Parks. All voted aye and the motion to suspend the reading carried.

Mayor Dennison addressed the board and stated that the City of Newbern was presented this ordinance on behalf of FEMA and the State of TN Planning Office. This ordinance did have the recommendation of the Newbern Planning Commission.

With no discussion from the Board or citizens in attendance Alderman Parker made a motion to adjourn with alderman Fesmire second. All voted aye and the Public Hearing was adjourned.

**REGULAR MEETING
NEWBERN BOARD OF MAYOR AND ALDERMEN
November 20, 2007
7:16 PM**

The Newbern Board of Mayor and Aldermen met in regular session in the Board Meeting Room at the Newbern Municipal Building Mayor K W Dennison presiding. Aldermen present were Mary Dycus, Bill Parks, Robert Hart, Olen Parker, Kathy Clements and Larry Fesmire. Also present were City Recorder Jason Roberts, and Police Chief Harold Dunivant.

CALL TO ORDER AND APPROVAL OF MINUTES

Mayor Dennison called the meeting to order at 7:16 pm. The Board of Mayor and Aldermen reviewed the minutes from the October 16, 2007 Regular Meeting. Alderman Hart stated that the minutes showed him in attendance at the last meeting and he was absent. Alderman Dycus stated she wanted the minutes to show she voted no on the motion to approve the liquor license for Ray's Liquor.

Alderman Fesmire made a motion to accept the minutes with revisions with Alderman Parks second. All voted aye and the motion passed.

VISITORS AND VISITORS BUSINESS

Mayor Dennison welcomed the visitors and asked if any had business with the Board. There were none.

OLD BUSINESS

ORDINANCE 2007-05

Alderman Parker made a motion to add Ordinance 2007-05 to the agenda for voting with Alderman Hart second. All voted aye and the motion carried.

NEW BUSINESS

ORDINANCE 2007-05

Alderman Parker made a motion to approve Flood Plain Ordinance 2007-05 with Alderman Hart second. All voted aye and Ordinance 2007-05 passed.

ALEXANDER, THOMPSON AND ARNOLD - AUDIT REVIEW

Kevin Howell of ATACPA addressed the Newbern Board of Mayor and Alderman and presented the Audit of the City of Newbern. Mr. Howell presented an unqualified report to the Board and stated the City of Newbern was in sound financial condition. Mr. Howell addressed the findings that his company uncovered and the plans the City of Newbern has submitted to address these findings. Mr. Howell stated that the findings were not major problems but his team felt compelled to include them to allow the Board of Mayor and Alderman and City of Newbern management an opportunity to address them.

TELECOMMUNICATIONS CONSULTING ASSOCIATES

City Recorder Jason Roberts addressed the Board about employing the services of Telecommunications Consulting Associates. If employed, this company would look at the existing contract between the City of Newbern and Charter Communications and ensure that Charter has fulfilled all of its financial requirements. TCA's fee schedule is on a finding basis. If TCA discovers monies owed to the City of Newbern they would be entitled to half of these monies. City Recorder Roberts stated that this was a no risk proposition for the City of Newbern and recommended the employment of this company. These monies would not be discovered by the City of Newbern without the services of a company of this nature. Alderman Parker made a motion to hire TCA on the recommendation of the City Recorder with Alderman Fesmire second. All voted aye and the motion carried.

JEFF WILLIS - WATER BILL

Mayor Dennison addressed the Board concerning Jeff Willis. Mayor Dennison stated that Mr. Willis came to him concerning his high bill. Mr. Willis stated that

he did not have a leak and was concerned that his bill was so high. Mayor Dennison and Water Supervisor Richard Mills went to the Willis property and inspected the situation. Upon inspection a decision was made to change the meter. The bills have been running normally after the meter change. Utilities Office Manager Rosalind Green gave the Board the bill history. The Board suggested speaking with Mr. Willis and having the meter checked. Alderman Hart made a motion to table the discussion with Alderman Fesmire second. All voted aye and the motion carried.

S T ENVIRONMENT REPORT

Randy Gregory stated that the tie in to the affluent building has been made and pumps are up and going. Mr. Gregory stated that everything looked fine.

FIRE DEPARTMENT REPORT

None

POLICE DEPARTMENT REPORT

Mayor Dennison stated that the police department had the opportunity to take part in a grant to purchase a police car. This is a \$30,000.00 grant that would require the city to pay \$6,000.00. Mayor Dennison stated that the grant required a quick response from the City and the paperwork had already been filed. Alderman Hart made a motion to accept the grant with Alderman Parks second. All voted aye and the motion carried.

RECREATION DEPARTMENT REPORT

None

STREET DEPARTMENT REPORT

Steve Dodds addressed the board and asked their approval to pursue a recycle grant. This grant would give monetary resources to purchase equipment which would allow the oil from vehicles to be recycled. This is a 100% grant in the amount of \$17,500.00. The board agreed to pursue this grant and was excited about the opportunity.

ELECTRIC DEPARTMENT

None

GAS DEPARTMENT REPORT

None

WATER & SEWER REPORT

None

MAYOR'S REPORT

Mayor Dennison stated that the City of Newbern is working diligently on preparing the best dog ordinance for the City of Newbern and its citizens. The

City of Newbern is very concerned about the dog situation and is trying to find the best solution to the problem.

ALDERMAN COMMENTS

Alderman Fesmire congratulated the Newbern Junior High football team on their championship in West Tennessee football.

Alderman Clements requested a gas study to see how the City of Newbern vehicles were performing in relation to gas amounts budgeted.

ADJOURNMENT

At 8:00 p.m., there being no further business to discuss Alderman Fesmire made a motion to adjourn with Alderman Parker second. All voted aye and the meeting was adjourned.

VISITORS PRESENT

Doug Tyler, Kevin Massie, Jody Nale, Bobby Childress, Eric Markham, Lori Kimble, Loise Parker, Kevin Howell, Robert Griffin, Randy Gregory, Steve Dodds, George Jackson, Sandy Hill, James Wilkerson, Jeff Harrison, Bubba Wheeler, Janice Peevyhouse, Daniel Watson, Wendy Mills and Jennifer Swims.

K W Dennison, Mayor

Jason Roberts, City Recorder